

Exhibit No. 59Date 3-10-09Bill No. SB 452Amendments to Senate Bill No. 452
1st Reading Copy

Requested by Senator Mitch Tropila

For the Senate Finance and Claims Committee

Prepared by Taryn Purdy
March 9, 2009 (2:30pm)

1. Title, page 1, line 6 through line 7.
Strike: "PROVIDING" on line 6 through "AUDITOR;" on line 7

2. Title, page 1, line 9.
Following: "SECTIONS"
Insert: "2-1-405, 2-1-408,"
Following: "2-4-302,"
Strike: "5-13-308,"
Insert: "AND"
Following: "17-7-111,"
Strike: "AND 17-7-124,"

3. Page 1, following line 13.

"Section 1. Section 2-1-405, MCA, is amended to read:

"2-1-405. Requirement for budget recommendation -- reporting on federal mandates -- savings. Prior to recommending to the legislature a budget for a state agency that is charged with implementing federal mandates, the governor shall require that the state agency provide information regarding any monetary savings for the state and any reduction in regulatory burdens on local governments and on the public that could be or have been achieved through the development of state policies that meet the intent of applicable federal statutes but do not necessarily follow all applicable federal regulations, guidelines, or policies. The state agency shall also provide advice to the governor regarding any changes in state statutes that are necessary to provide the state agency the authority to implement state policies in such a way as to create additional savings or greater reductions in regulatory burdens. The governor shall review and compile the information received from state agencies pursuant to this section and shall include recommendations regarding any changes in state statutes that are necessary to provide the state agency with authority to implement state policies in a way that will create additional savings or greater reductions in regulatory burdens in the governor's budget based upon the information."

"Section 2. Section 2-1-408, MCA, is amended to read:

"2-1-408. Legislative review and oversight. (1) In exercising its authority as an equal branch of state government, the legislature may conduct any legal review or fiscal analysis

that it considers necessary to effect the purpose and intent of this part. The governor, the director or chief executive officer of any agency within the executive branch, or any officer listed in Article VI, section 1, of the Montana constitution shall, upon request by the legislature, immediately provide any information prepared, compiled, developed, detailed, described, referenced, analyzed, reported, or in any other manner considered in conjunction with this part.

(2) In receiving the information described in subsection (1), the legislature is bound by the provisions of Article II, sections 9 and 10, of the Montana constitution.

(3) For the purposes of this section, the legislature includes the senate and the house of representatives, acting jointly or separately, and includes the legislative council.

(4) The legislature may request the assistance of any staff employed by the legislature, including the legislative auditor."

Renumber: subsequent sections

4. Page 3, line 28 through page 4, line 12.

Strike: section 2 in its entirety

Renumber: subsequent sections

5. Page 7, line 13 through line 20.

Strike: section 4 in its entirety

Renumber: subsequent section

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